

IN THE UNITED STATES PATENT OFFICE

IN RE APPLICATION OF:)
HARRY J. LAST)
SERIAL NO.: 09/829,802)
FILED: APRIL 10, 2001) GROUP ART UNIT NO. 3751
TITLE: CABLE OPERATED POOL)
COVER SYSTEM USING)
BUOYANT-SLAT POOL COVERS)
EXAMINER: CHARLES E. PHILLIPS)
PETITION EXAMINER: JOHN GILLON)

DECLARATION OF ROBERT J. SCHAAP IN SUPPORT OF
SUPPLEMENT TO PETITION TO REVIVE ABANDONED PATENT APPLICATION

Mail Stop - Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Attention: Examiner John Gillon, Esq., Petitions Office

Sir:

COMES NOW, ROBERT J. SCHAAP, the attorney for the applicant,
and states and declares as follows:

I am an attorney at law, licensed to practice in the State of California, and registered to practice before the United States Patent and Trademark Office. When I started practicing in the field of patents and trademarks, I set up a docket procedure whereby both an office Administrator in this office and a secretary would each maintain docket books. Entries were made in those docket books when

a matter having a due date was received either from the Patent Office or from the Trademark Office. In this way, dual entry docket system is maintained. Under the system which has been established, when a matter having a due date is received, an entry is made by the office Administrator in her docket book, she then obtains the file for the document which was received, clips the received document to the file and gives the same to the secretary for Robert Schaap. This secretary then makes a docket entry in her docket book, so that there is a dual docket system.

In about the mid part of 1993, we also institute a third docket entry in the form of an electronic docket entry. This entry is made in the electronic docket book maintained by Liliana Cancino.

Periodically, I will personally review the docket books of Ms. Cancino and now Ms. Dorothy Lunche, the secretary of Robert Schaap. In particular, I am most interested in the docket book of Ms. Cancino since she will draw a red line through every entry in which a document is mailed. In this way, I will know when all documents requiring a response to a due date for a particular month have been mailed. This docket system has proved to be effective for the purposes of ensuring that all due dates are met.

We have also had a substantial problem with regard to the Woodland Hills Post Office Branch, which serves this office. I am aware that on several occasions we had not received mail, and I am also aware that on several occasions mail sent from this office has not been received by the intended recipient. I have written to the

REST AVAILABLE COPY

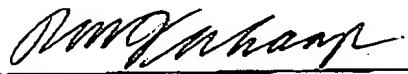
Post Office Department on a few occasions, but, unfortunately, all that really seems to occur is that complaints are made by a supervisor in the Post Office Department to the mail delivery person and the real fault probably does not lie with the mail delivery person.

In any event, and beyond the frailties of the Post Office Department, this law office endeavors to timely respond to all Office Actions.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

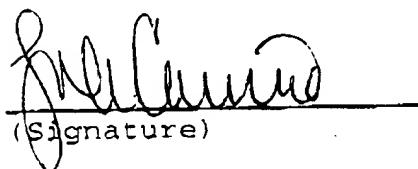
Dated: March 28, 2005

Respectfully submitted,


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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP - PETITIONS, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, Virginia 22313-1450; ATTENTION EXAMINER JOHN GILLON, PETITIONS OFFICE on 3-28, 2005.


(Signature)

Date of Signature: 3-28-, 2005

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